

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**CENTRAL DIVISION**

No. 05-40073-FDS

JAMES J. SANDLER, Individually and as Trustee  
of the TOWN PAINT & SUPPLY CO., INC.  
401(k) PROFIT SHARING PLAN, and  
TOWN PAINT & SUPPLY CO., INC.,  
Plaintiffs

v.

CIPC SYSTEMS, INC. and  
RICHARD A. PERRY,  
Defendants

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Pursuant to the provisions of Rule 41(a)(1) of the Federal Rules of Civil Procedure, the parties stipulate to the dismissal of all claims with prejudice, without any assessment of costs or fees, each party waiving all rights of appeal.

Respectfully submitted,

JAMES J. SANDLER, Individually and as  
Trustee of the TOWN PAINT & SUPPLY  
CO., INC. 401(k)/PROFIT SHARING  
PLAN, and TOWN PAINT & SUPPLY  
CO., INC.,

By their attorneys,

/s/ Richard Yurko

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CIPC SYSTEMS, INC. and RICHARD A.  
PERRY,

By their attorneys,

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**CERTIFICATE OF SERVICE**

I, Michele Carlucci, certify that on October 10, 2007, I filed the forgoing by electronic filing and mailed a courtesy copy of the same to:

Richard J. Yurko, Esq.  
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/s/ Michele Carlucci  
Michele Carlucci